

#8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

THOMPSON

Attn: BOX DAC

Ser. No.: 08/812,745

Filing Date: March 6, 1997

**TITLE: SYSTEM FOR INTERCONNECTING STANDARD TELEPHONY
COMMUNICATIONS EQUIPMENT TO INTERNET PROTOCOL NETWORKS**

* * *

June 20, 2000

PETITION TO REVIVE UNDER 37 CFR 1.137(b)

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

From the undated Notice of Abandonment, a copy of which is attached, it is understood that this application has been abandoned because no response to the Office Action of July 12, 1999 was filed by January 12, 2000. Applicant petitions the Commissioner to revive the above-referenced patent application because the delay in replying to the Office Action was unintentional. Applicant petitions to revive application under 37 CFR 1.137(b), and thereby proceed with prosecution of the application.

Applicant did not become aware of this situation until receipt of the Notice of Abandonment sent by the Examiner by facsimile. Since that time, Applicant has worked to prepare and file this Petition and the accompanying response.

The filing of an Amendment is submitted herewith to constitute the reply required under 37 CFR 1.137(b)(1).

The petition fee of \$1210.00 set forth in Rule 17(m) and required under 37 CFR 1.137(b)(2) is also submitted herewith. However, if this fee is deemed insufficient to

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consider the present petition, the Patent Office is authorized to charge the missing or additional fee to our deposit account no. 03-03975, order no. 71165/235316. A duplicate copy of this paper is attached to insure proper crediting and/or debiting of our deposit account.

As explained above, the entire delay in filing the required reply from January 12, 2000 to the present date was unintentional in accordance with 37 CFR 1.137(b)(3). Since the undersigned was not the party responsible for prosecuting the application at the time of the abandonment, a Declaration by the Applicant is attached. The Declaration covers at least the period of time prior to the beginning of the undersigned's representation of the Applicant.

Finally, in the present case, a terminal disclaimer is not considered to be required under 37 CFR 1.137(b)(4) because the present application has a filing date after June 8, 1995 (specifically, priority is claimed to provisional applications filed in March 1996). If the Commissioner should require filing a terminal disclaimer, however, Applicant would be prepared to make the necessary dedication to the public of a terminal part of the term of any patent granted equivalent to the period of abandonment. If this is deemed to be necessary, Applicant respectfully requests that the requirement for a terminal disclaimer include a calculation of the term to be disclaimed.

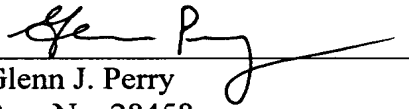
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A favorable decision on this petition is earnestly requested. If further information is required, the Patent Office is invited to contact the undersigned.

Respectfully submitted,

Cushman Darby & Cushman
Intellectual Property Group of
PILLSBURY MADISON & SUTRO, L.L.P.

By



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May-23-2000 04:54pm From-PILLBURN SON

T-784 P 002/002 F-210

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THOMPSON

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FOR: SYSTEM FOR INTERCONNECTING STANDARD TELEPHONY
COMMUNICATIONS EQUIPMENT TO INTERNET PROTOCOL NETWORKS

Att. BOX DAC

**DECLARATION IN SUPPORT OF PETITION TO REVIVE
UNDER 37 CFR 1.137(b)**Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

1. The entire delay in filing a reply to the Office Action dated July 12, 1999 until the filing of the petition filed herewith was unintentional.

By: 

Joseph B. Thompson, Applicant

Date: 5/24/2000A1M/RCP:
1100 New York Avenue, N.W.
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May-23-2000 04:24pm From-PILLBURY SON

T-784 P 002/002 F-210

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Attn. BOB DAC

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